IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

(SPECIAL ORIGINAL JURISDICTION)

FRIDAY THE TWENTY SIXTH DAY OF NOVEMBER TWO THOUSAND AND FOUR

: PRESENT :

THE HON'BLE MR.JUSTICE: **L. NARASIMHA REDDY**

W.P. No.19614 of 2004

Between:

M/s. Vahini Finance & Chits (P) Ltd., Mahabubnagar, rep. by its Managing Director, P.Indrasena Reddy.

Petitioner

AND

1. The Government of Andhra Pradesh, rep. by its Principal Secretary, Home (General-B) Department, Secretariat Buildings, Hyderabad.
2. The District Collector & District Magistrate-cum-Competent Authority Under A.P. Protection of Depositors of Financial Establishments Act, Mahabubnagar.

Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court will be pleased to issue an appropriate wit, order or direction, more particularly a Writ in the nature of Mandamus, declaring the action of the respondents in not taking any action pursuant to the representation/requests made by the Petitioner-Company to settle the accounts of the depositors from out of the funds that were freezed by the 2nd respondent pursuant to the directions of the 1st respondent as being illegal, violative of Articles 14 and 19(1) of the Constitution of India and consequently direct the respondents to initiate action pursuant to the understanding of the petitioner company and the depositors forthwith.

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.M.A. Ashfaq, Advocate for the Petitioner and of G.P. for Home for Respondents

The Court made the following ORDER :

"Post on 3-12-2004.

Pending further orders, the Second respondent is directed to consider the feasibility of making payment of the available amount to the unpaid depositors on prorata basis. It shall be ensured that no creditor is left out in that process."

ASSISTANT REGISTRAR
// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Principal Secretary, Home (General-B) Department, Government of Andhra Pradesh, Secretariat Buildings, Hyderabad.
2. The District Collector & District Magistrate-cum-Competent Authority Under A.P. Protection of Depositors of Financial Establishments Act, Mahabubnagar

District.

3. Two CCs to G.P. for Home, High Court of A.P.Hyd(OUT)
4. One spare copy.

KK

HIGH COURT

LNRJ

DT. 26-11-2004

NOTE: POST ON 3-12-2004

ORDER

W.P.NO.19614 OF 2004

DIRECTION

Drafted on: 26-11-2004
Drafted by: KK

HIGH COURT

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DIRECTION